

COUGHLIN STOIA GELLER
RUDMAN & ROBBINS LLP
SHAWN A. WILLIAMS (213113)
100 Pine Street, Suite 2600
San Francisco, CA 94111
Telephone: 415/288-4545
415/288-4534 (fax)
shawnw@csgrr.com

E-Filed 4/22/09

– and –
TRAVIS E. DOWNS III (148274)
BENNY C. GOODMAN III (211302)
655 West Broadway, Suite 1900
San Diego, CA 92101
Telephone: 619/231-1058
619/231-7423 (fax)
travisd@csgrr.com
bgoodman@csgrr.com

Lead Counsel for Plaintiff

[Additional counsel appear on signature page.]

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

In re PMC-SIERRA, INC. DERIVATIVE
LITIGATION

) Master File No. C-06-05330-RS

) STIPULATION AND ~~PROPOSED~~ ORDER
) RE BRIEFING SCHEDULE AND
) VACATING MAY 12, 2009 HEARING

This Document Relates To:

ALL ACTIONS.

1 WHEREAS, on April 9, 2009, the parties engaged in a full day mediation with United States
2 District Court Judge Layn R. Phillips (Ret.);

3 WHEREAS, between April 9, 2009 and the present, the parties have continued the
4 negotiations concerning possible resolution;

5 WHEREAS, the parties believe they have made substantial progress toward resolution;

6 WHEREAS, the parties have met and conferred and agree that a stay of the current briefing
7 schedule will allow for continued progress toward resolution;

8 WHEREAS, the parties agree that they will update the Court on the status of the negotiations
9 no later than May 12, 2009;

10 NOW THEREFORE, IT IS HEREBY AGREED between the parties through their respective
11 counsel of record, subject to the approval of the Court as follows:

12 The current briefing schedule shall be stayed and the May 12, 2009 hearing date on the
13 motion to dismiss shall be vacated; and

14 The parties shall no later than May 12, 2008, submit a Case Management Conference
15 Statement updating the Court on the status of negotiations.

16 DATED: April 21, 2009

COUGHLIN STOIA GELLER
RUDMAN & ROBBINS LLP
SHAWN A. WILLIAMS

17
18
19 /s/
SHAWN A. WILLIAMS

20 100 Pine Street, Suite 2600
21 San Francisco, CA 94111
22 Telephone: 415/288-4545
415/288-4534 (fax)

23 COUGHLIN STOIA GELLER
24 RUDMAN & ROBBINS LLP
25 TRAVIS E. DOWNS III
26 BENNY C. GOODMAN III
27 655 West Broadway, Suite 1900
San Diego, CA 92101
Telephone: 619/231-1058
619/231-7423 (fax)

28 Lead Counsel for Plaintiff

1 THE WEISER LAW FIRM, P.C.
2 ROBERT B. WEISER
3 121 N. Wayne Avenue, Suite 100
4 Wayne, PA 19087
5 Telephone: 610/225-2677
6 610/225-2678 (fax)

7 Additional Counsel for Plaintiff

8 DATED: April 21, 2009

9 LATHAM & WATKINS LLP
10 PATRICK E. GIBBS

11 /s/
12 PATRICK E. GIBBS

13 140 Scott Drive
14 Menlo Park, CA 94025-3656
15 Telephone: 650/328-4600
16 650/463-2600 (fax)

17 LATHAM & WATKINS LLP
18 ELLEN KINSLEY BROWN
19 505 Montgomery Street, Suite 2000
20 San Francisco, CA 94111-2562
21 Telephone: 415/395-8289
22 415/395-8095 (fax)

23 Attorneys for Defendants

24 I, Shawn A. Williams, am the ECF User whose ID and password are being used to file this
25 Stipulation and [Proposed] Order Re Briefing Schedule and Vacating May 12, 2009 Hearing. In
26 compliance with General Order 45, X.B., I hereby attest that Patrick E. Gibbs has concurred in this
27 filing.

28 DATED: April 21, 2009

29 /s/
30 SHAWN A. WILLIAMS

31 * * *

32 **ORDER**

33 IT IS SO ORDERED.

34 DATED: 4/22/09

35 
36 THE HONORABLE RICHARD SEEBORG
37 UNITED STATES MAGISTRATE JUDGE

38 S:\CasesSD\PMC Sierra Derivative\S_O00059098.doc

CERTIFICATE OF SERVICE

I hereby certify that on April 21, 2009, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the attached Electronic Mail Notice List, and I hereby certify that I have mailed the foregoing document or paper via the United States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice List.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on April 21, 2009.

/s/

SHAWN A. WILLIAMS

COUGHLIN STOIA GELLER
RUDMAN & ROBBINS LLP
100 Pine Street, 26th Floor
San Francisco, CA 94111
Telephone: 415/288-4545
415/288-4534 (fax)
E-mail: shawnw@csgrr.com

Mailing Information for a Case 5:06-cv-05330-RS

Electronic Mail Notice List

The following are those who are currently on the list to receive e-mail notices for this case.

- **Aelish Marie Baig**
AelishB@csgrr.com,khuang@csgrr.com
- **Ellen Kinsley Brown**
ellen.brown@lw.com,#sfdoCKET@lw.com
- **Travis E. Downs , III**
travisd@csgrr.com,e_file_sd@csgrr.com
- **David Christopher Fortney**
david.fortney@lw.com
- **Patrick Edward Gibbs**
patrick.gibbs@lw.com,svdocket@lw.com,zoila.aurora@lw.com
- **David Martin Goldstein**
dave@daveglaw.com,marlene@daveglaw.com
- **Benny Copeline Goodman , III**
bennyg@csgrr.com,e_file_sd@csgrr.com
- **Maria V. Morris**
mmorris@rbg-law.com
- **Shawn A. Williams**
shawnw@csgrr.com,jdecena@csgrr.com,travisd@csgrr.com,e_file_sf@csgrr.com,cwood@csgrr.com,e_file_sd@csgrr.com,aelishb@csgrr.com

Manual Notice List

The following is the list of attorneys who are **not** on the list to receive e-mail notices for this case (who therefore require manual noticing). You may wish to use your mouse to select and copy this list into your word processing program in order to create notices or labels for these recipients.

Darren Jay Robbins
Coughlin Stoia Geller Rudman & Robbins LLP
655 West Broadway
Suite 1900
San Diego, CA 92101

Monique C. Winkler
Coughlin Stoia Geller Rudman & Robbins LLP
100 Pine Street, Suite 2600
San Francisco, CA 94111